

PATENT

Attorney Docket No. 07738.0147-00000

**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:)
Grant E. DUBOIS et al.) Group Art Unit: 1761
)
Application No.: 09/838,809) Examiner: Carolyn A. PADEN
)
Filed: April 20, 2001)
)
For: NON CALORIC FROZEN) Confirmation No.: 3526
CARBONATED BEVERAGE)

MAIL STOP AF

VIA EFS-Web

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

PETITION FOR EXTENSION OF TIME

Applicant petitions for a three (3) month extension of time to file the enclosed Notice of Appeal and Pre-Appeal Brief Request for Review, in response to the Final Office Action dated December 3, 2007. The fee of \$1,050.00 is paid by credit card using the EFS-RAM system.

Please grant any extensions of time required to enter the enclosed papers and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: June 3, 2008

/Robert C. Stanley/
By: _____
Robert C. Stanley
Reg. No. 55,830